

# MARIETTA DAILY LEADER.

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MARIETTA, OHIO, WEDNESDAY, DECEMBER 9, 1896.

PRICE ONE CENT

## MUST DIE.

**Sentence of the Campbell County Court Affirmed.**

**Scott Jackson, one of the Murderers of Pearl Bryan, Must Hang**

**Unless Gov. Bradley Interferes—Death Warrant to Be Signed by Lieut. Gov. Worthington—Decision in Walling's Case Postponed for a Week.**

FRANKFORT, Ky., Dec. 8.—The court of appeals affirmed the sentence of death pronounced against Scott Jackson at Covington for the murder of Pearl Bryan. The governor will fix the date of execution. The decision was prepared by Associate Justice Harbidge.

The case came before the court of appeals on an appeal from the Campbell county circuit court, and the decision is thought to mean the same result later on the appeal of Alonzo Walling sentenced to death as Jackson's accomplice.

After a brief summary of the facts in the case the decision says:

"Some direct proof connected the two men with the girl on the very night of her death, but the prosecution rested chiefly only on circumstantial evidence. The court holds that none of the alleged errors are well taken. The court then gives its reasons for the affirmation of the sentence of the lower court as follows:

1. The indictment is sufficient, and in fact its accuracy and consensus of opinion is to be commended.

2. The zeal of the sheriff in performing only his duties, though it led to the arrest of the perpetrator of the crime, can not be urged as a sufficient cause for his removal from attendance on the trial and from the performance of his usual duties connected therewith.

3. The ticket system of admission was adopted only to prevent the overcrowding of the court and in no sense prevented a public trial within the meaning of the constitution.

4. The ruling of the court in admitting testimony and in rejecting it during the trial are free from substantial error.

5. The instructions given cover the different phases of the case and the facts suggested in them arise naturally out of the proof and will embody correct principles of law.

6th.—The appellant has had a fair and impartial trial, and the judgment is affirmed.

It now devolves upon Acting Gov. Worthington to issue the death warrant, and he will doubtless be asked to extend the executive clemency. Gov. Bradley has already partially passed on the case, and it is safe to say that Acting Governor Worthington will not interfere with

the judgment of the court. He will probably issue the death warrant this week and fix the time for execution.

A petition for a rehearing will probably be filed by Jackson's attorneys, but the present decision is regarded as final.

The fate of Alonzo Walling, the accomplice of Jackson, will not be known until some time next week, when a decision will be rendered.

COVINGTON, Ky., Dec. 8.—Scott Jackson, in jail here, was informed of the decision of the court of appeals Tuesday morning by a reporter, and for a minute was dazed. His eyes took on a wild look and a pallor mounted to his cheeks.

"Well, that is not what I expected," said the doomed man, when he had recovered from the momentary shock.

"Is there any statement you would like to make?"

"No, nothing at all," and the prisoner turned and walked back into the cell.

NEWPORT, Ky., Dec. 8.—Sheriff Plummer Tuesday received a telegram from Frankfort offering \$500 for the rope after it shall have hanged Jackson and Walling, should the latter be doomed, and \$250 for the shoes.

INDIANAPOLIS, Ind., Dec. 8.—A special to the Sun from Cincinnati, O., says:

Col. Nelson, who prosecuted Jackson, says there could not be any other course taken. "I am sorry for him as a man, but am glad that an awful criminal pays a just penalty."

Judge Helm said: "I never have had a decision which was appealed, ruled against me. I tried to try Jackson honestly."

Col. Crawford, who defended Jackson, insists that there is still hope for Jackson, and he will make an appeal to Gov. Bradley for at least a delay in passing the sentence.

Gov. Bradley said: "I will give the non-concurring opinion of the court of appeals a careful study and if any evidence can be produced by Jackson's attorneys that gives Jackson a right for a new trial, he will get it. But I feel sure he must pay the penalty."

GREENCASTLE, Ind., Dec. 8.—The decision of the Kentucky court of appeals in the Jackson case was received here with great satisfaction. Members of the Bryan family expressed the belief that justice will be reached by Jackson's execution. Mrs. Jackson, mother of the doomed man, is not here. She is either in Covington or Cincinnati. Dr. Post, Jackson's brother-in-law, was informed of the court's decision by a reporter of the United Associated Presses. He thanked the reporter for the information, but refused to talk further. Mrs. Post, who is a sister of Jackson, could not be seen. She is deeply grieved over the court's decision.

ATHENS, O., Dec. 8.—At a meeting of the citizens of Athens Monday morning it was definitely decided to celebrate the 100th anniversary of the town in 1897.

## LONDON PAPERS

**Give Their Opinions on President Cleveland's Message.**

**The Standard Thinks It Will Excite Much Bitterness in Spain.**

**It Dwells on Cleveland's Pointed Reassertion of the Monroe Doctrine—The News Favors Autonomy—Chronicle Advises Spain to Sell Cuba.**

LONDON, Dec. 8.—Commenting upon President Cleveland's message to congress the Standard says: It is dignified and able and is marked throughout with sterling common sense. It deserves and will doubtless obtain the serious study of the European people. The Standard's opinion is that the message will excite bitterness in Spain, which country nevertheless must make up her mind to listen to friendly counsel. Spaniards may be excused if they detect a tone of menace. The condition of Cuba will certainly not induce impartial observers to say that menace is unwarranted.

The paper dwells on Mr. Cleveland's pointed reassertion of the Monroe doctrine in the paragraph reading: "Whatever circumstances may arise our policy and our interests would constrain us to object to the acquisition of the island or any interference with its control by any other power."

It sees in this the intention of the United States to claim a virtual protectorate over the American continent and the islands thereof. This, it adds, is a large and bold policy that is not quite free from danger, as Spain is not the only power with which the United States might thereby become embroiled.

The paper expresses the opinion that if Spain found a powerful friend in Europe to help prevent Cuba from passing from her hands the objections of the United States based on the Monroe doctrine would not be of much account. Fortunately there seems to be no real risk that the Monroe doctrine will occasion further disputes with Great Britain.

The Daily News is chiefly impressed by the section of the message referring to Cuba. It admits that the Americans can not be permanently indifferent to the disastrous war, but says that while the intention of President Cleveland and Secretary of State Olney may be in every way good, European opinion is not favorable to the latest version of the Monroe doctrine, and Spain will have some influential support if she holds out against it. The continental press has become sensitive on the subject of American pretensions, and the message is likely to meet with sharp comment. Lord Salisbury is thought to have yielded too much in the Venezuelan matter, and there will be many voices urging Spain not to yield. It is to be hoped they will not prevail. Autonomy would be the best thing for Cubans, as it would also for Spain.

The Chronicle says in a leader on the subject that the alternative belief is that Spain is really to either satisfy the Cubans or have Cuba taken from her forcibly. The responsibility will remain with the United States, and considering the state of Cuba and what the Cubans are, a full-sized nemesis will certainly await any want of success in American methods.

In conclusion the paper says: The Spanish failure is colossal and undeniable. The United States is ready to take upon itself the burden of restoring peace and prosperity to the island. We advise Spain in her own interest to sell Cuba quickly, but he would be no friend of the United States who would advise the latter to buy the island.

The Times says that the tone and spirit are worthy of all praise. President Cleveland, it adds, gives his countrymen the soundest advice in the most unexceptionable language, nor can the least complaint be made of the character of the warning he addresses to Spain, though it is not improbable that Spain pride will take offense. It is clear that President Cleveland is actuated by friendly feelings towards Spain. It would be wise for the latter to consider whether it could not avail itself of the president's offer of aid in settling the Cuban trouble.

**Dangling From the Tree Top.**  
MEMPHIS, Tenn., Dec. 8.—As reported Sunday, Jim Davis, a Negro killed the 15-year-old son of his employer, Joe Williams, and thought he had also killed the 11-year-old brother. The latter, however, crawled home and reported the atrocious act. At 8 o'clock Monday evening the Negro was found in the woods seven miles from this city. Instead of bringing the murderer to the city, his captors took him in a southerly direction, stating that they were going to take him to the house of the father of his victim, but it is an open secret that the body of Davis is dangling from a tree top.

**Bale of Hay Killed Him.**  
BELLFONTAINE, O., Dec. 8.—James Spencer, a farmer, residing near Richland, while hauling baled hay, tumbled off with one bale, and another bale fell, striking him in such a manner as to knock him under the wagon, the wheels of which passed over him, inflicting injuries from which he died.

**Canvasser Carter's Suicide.**  
COLUMBUS, O., Dec. 8.—A. C. Carter, a canvasser employed by Sells Bros. circus, was found dead in his room at 41 South Front street Monday night. Death was caused by morphine. He was a Californian. Nothing else is known of him here.

## FIFTY-FOURTH CONGRESS.

**Second Session.**

WASHINGTON, Dec. 8.—SENATE—The first day of the second session of the 54th congress presented no remarkable features. There were 71 senators in their seats and 15 absentees. The president's annual message was read without apparently evoking any special interest. The only exception to that rule was as to the portions of the message devoted to Armenian outrages and to the revolution in Cuba. On the first of these subjects the president states his belief: "That the present somber prospect in Turkey will not be long permitted to offend the sight of christendom."

The president's discussion of the Cuban question is extensive and impartial, but its summing up indicates the temper and views of the administration. It is in these words: "When the inability of Spain to deal successfully with the insurrection has become manifest . . . a situation will be presented in which our obligations to the sovereignty of Spain will be superseded by higher obligations, which we can hardly hesitate to recognize or discharge." These declarations appeared to obtain general favor and approval. The message covered 18 printed pamphlets and its reading occupied one hour and fifty minutes. At 3:35 the senate adjourned until Tuesday.

HOUSE—The house devoted the first day of the session principally to hearing the president's message. Mr. W. D. Stokes, from the Seventh South Carolina district, was sworn in. The first of the general appropriation bills for the coming fiscal year—the pensions—was reported from the appropriation committee and placed on the calendar. The death of Ex-Speaker Crisp was announced by Mr. Turner (dem., Ga.), and the house, as a mark of respect to his memory, adjourned until Tuesday.

## MAY RESIGN.

**Gov. Bradley Said to Be Tired of Politics—His Health Bad.**

FRANKFORT, Ky., Dec. 8.—After hearing of the severe trouble that Gov. Bradley is having with his throat in Cincinnati, his close friends here are inclined to think that he seriously contemplates resigning unless there is a speedy improvement in his condition. He has been very blue about himself for many months, and to intimate friends has frequently expressed himself as tired of the irksome duties that fall to the lot of the chief executive because of the effect the work had on his throat. His illness has forced him to give up all hope of making the race for senator, and it is said he will issue a call for an extra session of the legislature as soon as he returns from Cincinnati and fix the date about January 15. The general public, however, take but little stock in the rumor that the governor will resign.

## RAVE FIREMAN

**Rescues a Child From Death in Front of a Locomotive.**

ST. LOUIS, Dec. 8.—While a Chicago and Alton railroad train was pulling out of Brighton, Ill., at the rate of 35 miles an hour, the engineer saw a child playing on the track. He reversed his lever, and fireman James Butler crawled along the side of the engine until he reached the pilot. He got there just in time to seize the child with one hand and lift her to safety. Two hundred feet beyond the train was brought to a standstill, and the passengers crowded around the engine to learn the cause of the stop. When Butler's nerve deed was discovered he was heartily cheered, and the child was taken in charge by some friends of her parents.

## Call's Resolution Postponed.

WASHINGTON, Dec. 8.—Senator Call intended to introduce in the senate Tuesday a resolution for the immediate recognition of the Cubans as belligerents, but owing to the announcement of the death of Ex-Speaker Crisp and the early adjournment of the senate, Mr. Call was obliged to postpone his action and will introduce his resolution the first thing at Wednesday's session.

## Aliens in the Treasury Department.

WASHINGTON, Dec. 8.—When the senate reconvened Tuesday, the vice president presented a communication from the secretary of the treasury, giving the numbers of aliens employed in the treasury department, as called for by resolution May 9 last. It states that the number of aliens at the time of adoption of resolutions was 35, but since then almost all of them had become naturalized.

## More Brick Streets.

LEXINGTON, Ky., Dec. 8.—Lexington is to have more brick streets. An ordinance providing for the pavement of North Limestone has already been passed by the council, and other of the principal thoroughfares may soon be covered with vitrified brick. The city already has about nine miles of brick streets.

## German Statistician Dead.

BERLIN, Dec. 8.—Ernest Engel, the German statistician, died Tuesday at Lorschewitz. He was 75 years of age. Herr Engel succeeded to the directorship of the bureau of statistics in 1860. He was the author of a number of statistical works.

## Executions for a Large Amount.

ALBANY, Pa., Dec. 8.—Two executions for \$215,100.99 were Tuesday entered against the Catawqua Manufacturing Co. The sheriff will sell four rolling lines and mills and 19 houses at Catawqua and Fallerton on January 29.

## Cheated the Hangman.

WILKESBARRE, Pa., Dec. 8.—Abram Eckert, who was to have been hanged Tuesday for the murder of Frederick T. Bittenbender on July 7, 1875, took poison in his cell Tuesday morning and died at 11:38 a. m.

## Steamer Sunk.

MONTGOMERY, W. Va., Dec. 8.—Steamer Mountaineer in a fog Tuesday morning struck a snag and sunk in 20 feet of water opposite here. All on board escaped.

## Sheet Steel for Tin Plate.

LOBAINE, O., Dec. 8.—The Johnson Steel Co. will Tuesday try the first experiment at rolling sheet steel for tin plate.

## CONGRESSMEN

**Make Comments on Cleveland's Message to the Congress.**

**Grosvenor Thinks His Treatment of the Cuban Question Unsatisfactory.**

**Speaker Reed Says the Message is Calm in Tone—McMillin Thinks We Can Safely Urge Home Rule for Cuba—Dolliver Says He Dodged Cuban Question.**

WASHINGTON, Dec. 8.—Neither senate or house had a good opportunity of judging of the president's message by the public reading of it. Members and senators were chary in their comments afterwards. A few expressed themselves as follows:

Congressman Grosvenor (rep., Ohio): The treatment of the Cuban and other foreign matters will not be satisfactory to those who have so earnestly hoped for the early action of our country in the interest of an early cessation of the wholesale murder in the unhappy island of Cuba. The discussion of the Cuban question is rather an apology for delay and non-action than the taking of a strong and decisive position. The reference to the tariff is far from satisfactory and that portion of the message which treats of the spoils system would be better understood and fully appreciated if the president had frankly stated that he and his department officers had within the past four years swept out 30,000 faithful and efficient employees of the government for no reason except that they were republicans and filled their places with inexperienced and incompetent applicants, all democrats, many of whom were unfit for the places they got, and all of whom were rewarded for partisanship, either to themselves or their friends, and then that the shield of the civil service law has been used to perpetuate their tenure.

Francis C. Newlands (silverite), of Nevada, said that no substantial relief, he thought, could be secured by multiplying promises to pay gold in the shape of bank notes. The only thing to do was to recognize the fact that there was not enough gold to do the world's business and to restore bimetalism.

Speaker Reed said: It seems hardly necessary to comment upon the message. It is calm in tone, and on the Cuban question will be much more satisfactory to the community than it would have been a year ago. I wish there had been as frank an acknowledgment of the deficit a year ago as there is now. The idea that the revenue is sufficient, being made so by borrowing, seems to me hardly tenable.

Mr. McMillin (dem.) Tennessee, thinks we can safely urge home rule or local self government for Cuba. He is willing to go even further. He does not approve of the president's recommendations for the retirement of greenbacks by an issue of bonds.

Mr. Cannon (rep.), Illinois, said everything demonstrates the absolute necessity of revenue legislation that will bring increased receipts. Upon the Cuban question he thought, from his reading of the message, that congress should await executive action and recommends as to Cuba.

Gen. "Joe" Wheeler (dem.), of Alabama, said he believed a decided, firm stand with regard to Cuba would receive the approval of the civilized world.

Mr. McCreary (dem.), Kentucky, said: I am pleased with the president's reference to the Cuban and Venezuelan questions and the tariff. While I sympathize with the Cuban patriots, and hope some day to see Cuba a free and independent republic, I do not expect the president, so near the close of his term, to recommend any legislation which might seriously interrupt the friendly relations existing between us and Spain, or which might lead to war.

Mr. Taft (rep.), Ohio, said: The president has stated the position of the United States forcibly. He shows that we have responded to all the duties demanded by international law. What he says may be considered as a notice to Spain that the present condition can not continue indefinitely. The president leaves it an open question whether or not he will interfere. It looks as if he intended to turn the Cuban question over to Mc-



A cream of tartar baking powder. Highest of all in leavening strength.—Latest United States Government Food Report. ROYAL BAKING POWDER CO., New York.

Kinifoy for settlement.  
Mr. Patterson (dem.), Tennessee: The president's treatment of the Cuban question is patriotic and statesmanlike. I believe he has pointed out the way for an honorable settlement of a vexed problem.

Mr. Dolliver (rep.), Iowa: The message particularly dodges the Cuban question.

Mr. Loud (rep.), California: The position of the president on Cuban affairs should receive the commendation of all Americans.

Mr. Livingston (dem.), Georgia: His position on the Cuban question will not meet with acceptance by the administration people. It is too foreign and not enough American. Mr. Dillard (rep.) Pa.: The message is fair as to everything but the tariff. The only questions that the public are interested in are Cuba and the tariff. I like best that reference to Cuba where he shows a determination not to permit any other power to interfere in the island's affairs. I don't think congress will join in the president's fear that we may have too much revenue and become extravagant.

## WEYLER WOUNDED.

**A Battle Said to Have Taken Place in the Vicinity of Havana.**

NEW YORK, Dec. 8.—1:30 a. m.—A dispatch to the Herald early Tuesday morning states that Antonio Maceo has crossed the Trocha with a large force.

It is reported that Capt. Gen. Weyler has been wounded at the front of his forces. All news from the scene of the engagement is suppressed by the officials at the palace in Havana, but it is generally understood that the battle is now raging.

## General Pension Appropriation Bill.

WASHINGTON, Dec. 8.—The general pension appropriation bill for the year ending June 30, 1898, which was Monday reported to the house from the appropriation committee, carries a total of \$141,263,880. This is \$65,000 less than the appropriation for the current fiscal year and the same amount under the estimates submitted by the commissioner of pensions.

## Window Glass "W" ickers Secured.

PITTSBURGH, Pa., Dec. 8.—Secession has begun within the Window Glass Workers' association. Monday 51 property owning members in Pittsburgh withdrew, and others to the number of about 2,000 are said to have determined to follow the lead. The step was taken, according to A. H. Hammett, one of the founders of the association and ex-treasurer, because, in the opinion of legal advisers, the property owning members are liable at law for the entire indebtedness of the association.

## A Pardon Granted.

COLUMBUS, O., Dec. 8.—Frank Douglas was pardoned Monday night. He was arrested here for snatching a pocketbook. He has been in the insane asylum since he was sentenced. He has wealthy relatives in Cincinnati, but he has all along refused to give his right name. He will be sent to Cincinnati.

## Next G. A. R. Encampment.

COLUMBUS, O., Dec. 8.—The board of administration of the state G. A. R. encampment Monday night decided that the next encampment should be held Tuesday, Wednesday and Thursday, June 15, 16 and 17, 1897. At the last encampment Chillicothe was decided upon as the place of meeting.

--- TERMS ---

Strictly Cash After January 1st, 1897.

Star Clothing House.

## WHY We Advertise.

A gentleman opened a store in a town where he was well acquainted, a year or so ago, and depended upon his personal trade. A month after he opened his store he met a lady whom he had known for years. "Why don't you come in and see my new store, Mary," asked the merchant. "I didn't think you wanted me to," said Mary. "Didn't want you to? What put that into your head?" "Why, you never invited me in, and I seldom go where I'm not sure I'm wanted." You can't stay away from our store on that account. We invite you in every line the Leader prints a paragon. You are invited to pay us a visit in one way or another every day of your life—and besides that you get paid for accepting the invitation.

## Here are a few Bargains for this Week.

- |   |      |  |       |
|---|------|--|-------|
| Men's Overcoats, lined throughout with excellent Serge cloth, substantially trimmed with strong sleeve binding—as good as any \$8.50 overcoat in the city.  | 4.50 | Men's suits. The most fashionable suits in the market. This line comprises the latest styles in Brown, checks and plaids, Scotchies, Tweeds and Vicunas, elegantly lined and trimmed, equal to any \$13.50 suit in the city. | 10.00 |
| Men's Overcoats in Blue and Black Kersey, strictly all wool and color guaranteed, elegantly lined and trimmed and equal to any \$9.00 overcoat in the city. | 6.00 |  |       |
| Men's very fine Beaver and Kersey overcoats in Blue, Black and Brown, splendidly lined and trimmed, silk piping cut in the latest fashion.                  | 8.00 |  |       |
| Men's suits in Blue, Black and Brown chevrons, single or double breasted, all wool goods, guaranteed not to fade. Well made and trimmed.                    | 5.00 |  |       |
| Men's suits in overplaids, checks and Blue and Black chevrons, splendidly made and trimmed, equal to any \$10.00 suit in the city.                          | 7.25 |  |       |

**The Buckeye,**  
Clothiers, Hatters and Furnishers,  
Cor. Front and Butler sts.,  
MARIETTA, OHIO.  
Old P. O. Building